AO 440 (Rev.10/93) Summons in a Civil Action

## **United States District Court**

## District of Delaware

Plaintiff,

V.

SUMMONS IN A CIVIL ACTION

CASE NUMBER:

**BLACKHAWK NETWORK, INC., formerly known** as and doing business as BLACKHAWK MARKETING SERVICES, INC., an Arizona corporation; and SAFEWAY, INC., a Delaware corporation

Defendants.

TO: (Name and Address of Defendant)

Safeway, Inc. c/o United States Corporation Company 2711 Centerville Road Suite 400 Wilmington, DE 19808

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Richard L. Horwitz, Esquire (#2246) Jennifer Gimler Brady, Esquire (#2874) Potter Anderson & Corroon LLP Hercules Plaza, Sixth Floor 1313 North Market Street P.O. Box 951 Wilmington, DE 19899-0951 (302) 984-6000 - Telephone

an answer to the complaint which is herewith served upon you, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

MAY 0 3 2007

DATE

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RETURN OF SERVICE						
Service of the Summons and Complaint was made by me <sup>1</sup>				DATE 5/3/0	7	
NAME OF SERVER (PRINT) WILLIAM THEIS				TITLE PAGES	Sower	
Check one box below to indicate appropriate method of service						
О	☐ Served personally upon the defendant. Place where served:					
0	Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein.  Name of person with whom the summons and complaint were left:					
	Returned unexecuted:					
	Other (specify): PERSONARLY SERVED SAFEWAY, INC by SERVING Its  NEGISTERED AGONT, THE WITED STATES CORP CO. AT  2711 CONTERVINE RD, WILM DE 1980 8 AT 1:22 PM PERSON  ACCEPTING: MARY DAMMIND					
STATEMENT OF SERVICE FEES						
TRAVEL			SERVICES	TOTAL		
DECLARATION OF SERVER						
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.  Executed on Signature of Server Signature of Server						
			Address of Server 232	N WARKET ST		

WILM DE 19801

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<sup>&</sup>lt;sup>1</sup> As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.